

108TH CONGRESS
1ST SESSION

H. R. 1028

To amend the Coastal Zone Management Act of 1972 to authorize grants to coastal States under that Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2003

Mr. SAXTON introduced the following bill; which was referred to the Committee on Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Coastal Zone Management Act of 1972 to authorize grants to coastal States under that Act, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Coastal Zone Manage-
5 ment Act Reauthorization of 2003”.

1 **SEC. 2. AMENDMENT OF COASTAL ZONE MANAGEMENT ACT**
2 **OF 1972.**

3 Except as otherwise expressly provided, whenever in
4 this Act an amendment or repeal is expressed in terms
5 of an amendment to, or repeal of, a section or other provi-
6 sion, the reference shall be considered to be made to a
7 section or other provision of the Coastal Zone Manage-
8 ment Act of 1972 (16 U.S.C. 1451 et seq.).

9 **SEC. 3. ADMINISTRATIVE GRANTS.**

10 (a) IN GENERAL.—Section 306 (16 U.S.C. 1455) is
11 amended by striking so much as precedes subsection (b)
12 and inserting the following:

13 “ADMINISTRATIVE GRANTS

14 “SEC. 306. (a) IN GENERAL.—The Secretary may
15 make grants to any coastal State for the purpose of ad-
16 ministering, amending, or modifying that State’s manage-
17 ment program, if the State matches any such grant—

18 “(1) except as provided in paragraph (2), in a
19 ratio of 1 to 1 of Federal-to-State contributions; or

20 “(2) for programs approved after October 1,
21 2001, in a ratio of—

22 “(A) 4 to 1 for the first fiscal year;

23 “(B) 2.3 to 1 for the second fiscal year;

24 “(C) 1.5 to 1 for the third fiscal year; and

25 “(D) 1 to 1 for each fiscal year there-
26 after.”.

1 (b) ALLOCATION.—Section 306(c) (16 U.S.C.
2 1455(c)) is amended to read as follows:

3 “(c) ALLOCATION OF GRANTS TO COASTAL
4 STATES.—(1) Grants under this section shall be allocated
5 to coastal States with approved management programs
6 based on rules and regulations promulgated by the Sec-
7 retary that take into account the extent and nature of the
8 shoreline and area covered by such a program, the popu-
9 lation of such area, and other relevant factors.

10 “(2)(A) The Secretary shall establish, after con-
11 sulting with the coastal States, maximum and minimum
12 grants for any fiscal year to promote equity between coast-
13 al States and effective coastal management.

14 “(B) In promoting equity, the Secretary shall con-
15 sider the overall change in grant funding under this sec-
16 tion from the preceding fiscal year and minimize the rel-
17 ative increases or decreases among all the eligible coastal
18 States.

19 “(3)(A) The Secretary shall ensure that each eligible
20 coastal State receives increased funding under this section
21 in any fiscal year for which the total amount appropriated
22 to carry out this section is greater than the total amount
23 appropriated to carry out this section for the preceding
24 fiscal year.

1 “(B) Subparagraph (A) shall not apply in any fiscal
 2 year that is the first full fiscal year for which an eligible
 3 State may receive assistance under this section.”.

4 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

5 Section 318 (16 U.S.C. 1464) is amended—

6 (1) in subsection (a) by striking paragraph (1)
 7 and inserting the following:

8 “(1) for grants under sections 306, 306A, and
 9 309—

10 “(A) \$80,000,000 for fiscal year 2004;

11 “(B) \$83,000,000 for fiscal year 2005;

12 “(C) \$85,500,000 for fiscal year 2006;

13 “(D) \$88,000,000 for fiscal year 2007;

14 and

15 “(E) \$90,000,000 for fiscal year 2008;”;

16 (2) in subsection (a) by striking the period at
 17 the end of paragraph (2) and inserting “; and”, and
 18 by adding at the end the following:

19 “(3) for expenses incidental to the administra-
 20 tion of this title, \$6,500,000 for each of fiscal years
 21 2004 through 2008.”;

22 (3) in subsection (c)—

23 (A) in the first sentence by striking “dur-
 24 ing the fiscal year, or during the second fiscal

1 year after the fiscal year, for which” and insert-
2 ing “within 3 years”; and

3 (B) in the second sentence by striking
4 “under the section for such reverted amount
5 was originally made available.” and inserting
6 “to States under this title.”; and

7 (4) by adding at the end thereof the following:

8 “(d) RESTRICTION ON USE OF AMOUNTS FOR PRO-
9 GRAM, ADMINISTRATIVE, OR OVERHEAD COSTS.—Except
10 for funds appropriated under subsection (a)(3), amounts
11 appropriated under this section shall be available only for
12 grants to States and shall not be available for other pro-
13 gram, administrative, or overhead costs of the National
14 Oceanic and Atmospheric Administration or the Depart-
15 ment of Commerce.

16 “(e) FUNDING OF COASTAL NONPOINT POLLUTION
17 CONTROL PROGRAMS.—The Secretary shall ensure that of
18 the funds provided under paragraph (1) of subsection (a),
19 no less than \$10,000,000 or 14 percent, whichever is
20 greater, is expended to implement State coastal nonpoint
21 pollution control programs as approved under section
22 6217(c) of the Coastal Zone Act Reauthorization Amend-
23 ments of 1990 (16 U.S.C. 1455b(c)).

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